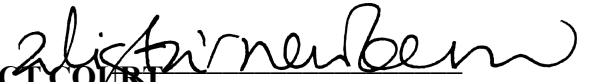


**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE**

  
Alistair E. Newbern  
U.S. Magistrate Judge

CITY OF MURFREESBORO, TENNESSEE )

Plaintiff, )

v. )

BFI WASTE SYSTEMS OF TENNESSEE, )  
LLC, REPUBLIC SERVICES OF )  
TENNESSEE, LLC, and REPUBLIC )  
SERVICES, INC., )

Defendants. )

Case No. 3:22-cv-00605  
JUDGE RICHARDSON  
MAGISTRATE JUDGE NEWBERN

**JOINT STATUS REPORT AND JOINT MOTION FOR EXTENSION OF STAY**

COME NOW, Plaintiff City of Murfreesboro, Tennessee (“Plaintiff”) and Defendants BFI Waste Systems of Tennessee, LLC, Republic Services of Tennessee, LLC and Republic Services, Inc. (collectively “Defendants”), by and through their attorneys of record, and file this joint status report and joint motion for extension of the stay of the litigation.

1. On January 10, 2025, the Court ordered the parties, by February 10, 2025, to file either (i) a joint proposed case management order addressing all remaining deadlines if the parties were unable to settle, or (ii) a statement addressing a timeline for approval of settlement and dismissal of the case if the parties reached a resolution.

2. On February 11, 2025, the Court granted an extension of the deadline to file a proposed case management order or statement addressing settlement to March 10, 2025.

3. In the Joint Status Report and Joint Motion for Extension filed by the parties on February 10, 2025, the parties indicated that there was one remaining issues about which they had not reached agreement in principle. Since then, the parties have reached agreement in principle regarding that item, but doing so took more time than expected.

4. Moreover, the odor and gas maintenance plan that will be an exhibit to the settlement agreement is undergoing a final review by the technical experts for both parties and will need to be approved by the parties before the settlement agreement can be finalized.

5. The City wishes to ensure that the public has ample notice of the settlement agreement and the gas and odor plan before the City Council considers and votes on whether to approve them. Accordingly, Plaintiff expects the City Council will consider and vote on the settlement agreement and the gas and odor plan during its meeting on March 27, 2025.

6. To accommodate this timeline, the parties seek for the Court to extend the deadline to file a proposed case management order or notice of settlement to March 31, 2025.

7. Upon execution of the settlement, Plaintiff will submit the settlement agreement to the U.S. Department of Justice and the U.S. Environmental Protection Agency (together, the “Agencies”) for agency review consistent with 40 C.F.R. § 135.5 (the “Agency Review Period”).

8. The Agency Review Period expires 45 days after receipt by both Agencies.

9. Within three days of receiving a no-objection letter from the Agencies, or three days after expiration of the Agency Review Period with no objections, Plaintiff and Defendants will jointly file a stipulation for dismissal of the case.

10. If the Agencies object to the settlement, Plaintiff and Defendants will attempt to resolve the issue(s) raised by the Agencies or will request the Court to approve, notwithstanding any objections, if necessary.

For the foregoing reasons, the parties respectfully request the Court to extend to March 31, 2025 the stay of the case and the deadline by which they must file either a joint proposed case management order or a notice of settlement setting forth the specific timeline pursuant to which they will accomplish the agency review requirements before dismissing this case.

March 10, 2025

/s/ Gary A. Davis

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